

SENATE BILL 451

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2003 Regular Session  
(3r1720)

**ENROLLED BILL**

-- Education, Health, and Environmental Affairs/Environmental Matters --

Introduced by **Senators Middleton and Dyson**

Read and Examined by Proofreaders:

\_\_\_\_\_  
Proofreader.

\_\_\_\_\_  
Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this  
\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ o'clock, \_\_\_\_ M.

\_\_\_\_\_  
President.

CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Natural Resources - Land Preservation and Recreation Plan**

3 FOR the purpose of altering the criteria to be used for the joint approval of a local  
4 land preservation and recreation plan by the Department of Natural Resources  
5 and the Department of Planning; altering the frequency by which a local  
6 governing body revises its local land preservation and recreation plan; requiring  
7 the local land preservation and recreation plan to be submitted for joint  
8 approval by the Departments a certain length of time before the revision of the  
9 Maryland Land Preservation and Recreation Plan; altering the frequency by  
10 which the Departments prepare and revise the Maryland Land Preservation  
11 and Recreation Plan; requiring certain plans to be submitted, prepared, and  
12 revised according to guidelines prepared by *the Department of Natural*  
13 *Resources and* the Department of Planning by certain dates; and generally  
14 relating to land preservation and recreation plans.

15 BY repealing and reenacting, with amendments,  
16 Article - Natural Resources

1 Section 5-905(b)(2) and 5-906(b)  
2 Annotated Code of Maryland  
3 (2000 Replacement Volume and 2002 Supplement)

4 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
5 MARYLAND, That the Laws of Maryland read as follows:

6 **Article - Natural Resources**

7 5-905.

8 (b) (2) A local governing body shall prepare a local land preservation and  
9 recreation plan with acquisition goals based upon the most current population data  
10 available from the Department of Planning and submit it to the Department and to  
11 the Department of Planning for joint approval according to the criteria and goals set  
12 forth in [the Maryland Land Preservation and Recreation Plan and any revisions  
13 thereof] GUIDELINES PREPARED BY THE DEPARTMENT AND THE DEPARTMENT OF  
14 PLANNING. A local governing body shall revise its local land preservation and  
15 recreation plan at least every [five] SIX years [concurrently with the revision of the  
16 Maryland Land Preservation and Recreation Plan] and submit the revised local plan  
17 to the Department and to the Department of Planning for joint approval ONE YEAR  
18 PRIOR TO THE REVISION OF THE MARYLAND LAND PRESERVATION AND RECREATION  
19 PLAN. Prior to approval of a revised local plan, the Department shall provide the  
20 legislators from the district within which any part of the local jurisdiction is located  
21 the opportunity to review and comment on the revised local plan.

22 5-906.

23 (b) Every acquisition and development project funded by the State in whole or  
24 in part shall meet needs identified in the Maryland Land Preservation and  
25 Recreation Plan prepared and revised every [5] 6 YEARS [years, beginning in 1993,]  
26 by the Department of Planning in cooperation with the Department. The document  
27 shall identify and recommend for State acquisition efforts those resource areas facing  
28 the most intense or immediate development pressure. These resource areas shall be  
29 designated as targeted areas. The document and any changes to it shall be distributed  
30 to every local governing body.

31 SECTION 2. AND BE IT FURTHER ENACTED, That:

32 (a) A local land preservation and recreation plan shall be submitted to the  
33 Department of Natural Resources and the Department of Planning by July 1, 2005.

34 (b) The Maryland Land Preservation and Recreation Plan shall be prepared  
35 and revised by the Department of Planning by July 1, 2006.

36 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
37 October 1, 2003.

